

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

----- X
ELI LILLY AND COMPANY,

Opposer,

v.

H. LUNDBECK A/S,

Applicant.
----- X

OPPOSITION NO. 125,202



04-07-2003

U.S. Patent & TMO/TM Mail Rpt Dt. #30

WITHDRAWAL OF OPPOSITION

The parties hereto have reached a settlement of this opposition and the Applicant has filed a Withdrawal of Application Serial No. 78/025,625, which is the subject of this Opposition. Accordingly, Opposer now withdraws the Opposition, to take effect upon acceptance by the Trademark Office of the Withdrawal of the Application.

Dated: New York, New York
April 3, 2003

Respectfully submitted,

FROSS ZELNICK LEHRMAN & ZISSU,
P.C.

By: Marie V. Driscoll
Marie V. Driscoll
Attorney for Opposer
866 United Nations Plaza
New York, New York 10017
(212) 813-5900

CERTIFICATE OF SERVICE

A copy of the foregoing Withdrawal of Opposition has been mailed by first class mail postpaid this 3rd day of April, 2003, to Applicant's attorney, William R. Hansen, at his current address Duane Morris LLP, 380 Lexington Avenue, New York, New York 10168 (formerly of Nims, Howes, Collison, Hansen & Atkins, LLP, 605 Third Avenue, Suite 3500, New York, New York 10158).


Marie V. Driscoll

TTAB

FROSS ZELNICK LEHRMAN & ZISSU, P.C.

RONALD J. LEHRMAN
STEPHEN BIGGER
MICHAEL I. DAVIS
ROGER L. ZISSU
MARIE V. DRISCOLL
RICHARD Z. LEHV
DAVID W. EHRLICH
SUSAN UPTON DOUGLASS
JANET L. HOFFMAN
PETER J. SILVERMAN
LAWRENCE ELI APOLZON
BARBARA A. SOLOMON
LISA PEARSON
MARK D. ENGELMANN
NADINE H. JACOBSON
ANDREW N. FREDBECK
GEORGES NAHITCHEVANSKY
CRAIG S. MENDE
PATRICK T. PERKINS
J. ALLISON STRICKLAND

866 UNITED NATIONS PLAZA
AT FIRST AVENUE & 48TH STREET
NEW YORK, N.Y. 10017

TELEPHONE: (212) 813-5900
FACSIMILE: (212) 813-5901
E-MAIL: fzlz@frosszelnick.com

April 3, 2003

JAMES D. SILBERSTEIN
RUTH E. LAZAR
COUNSEL

MICHELLE P. FOXMAN
T. A. BECKER
NIV BESSINGER
A. KIM
P. MARGIOTTA
T. GOBENA
B. MELNICK
EL CHIAPPETTA
BREITMAN
JA MANN
GOURVITZ

CARLOS CUCURELLA
NANCY C. DICONZA
TANYA FICKENSCHER
ZOE HILDEN
LAUREN J. MANDELL
JAMES D. WEINBERGER
JASON M. VOGEL
VEJAY G. LALLA
DAVID I. GREENBAUM
DAVID A. DONAHUE



04-07-2003

U.S. Patent & TMO/TM Mail Rpt Dt #30

Commissioner of Patents and Trademarks
2900 Crystal Drive
Arlington, VA 22202

Box TTAB No Fee

**Re: Elly Lilly and Company v.
H. Lundbeck A/S
Opposition No. 125,202**

Gentlemen:

I have enclosed the original Withdrawal of Opposition with Certificate of Service in the above matter. Please acknowledge receipt on the enclosed postcard.

Sincerely,

Marie Driscoll

Marie V. Driscoll

MVD:tc
Enclosures

APR 22 10 58 AM '03

CM